

State of Utah
Administrative Rule Analysis

NOTICE OF PROPOSED RULE AMENDMENT

The agency identified below in box 1 provides notice of proposed rule change pursuant to Utah Code Section 63-46a-4. Please address questions regarding information on this notice to the agency. The full text of all rule filings is published in the Utah State Bulletin unless excluded because of space constraints. The full text of all rule filings may also be inspected at the Division of Administrative Rules.

DAR file no: 32350 Utah Admin. Code ref. (R no.): R307-840 Change Code Ref. To:	Date filed: 2/3/2009 Time filed: 4:24:26 PM										
1. Agency: Environmental Quality/Air Quality Room no.: Building: Street address 1: 150 N 1950 W Street address 2: City,state,zip: SALT LAKE CITY, UT 84116-3085 Mailing address 1: PO BOX 144820 Mailing address 2: City,state,zip: SALT LAKE CITY, UT 84114-4820 Contact person(s): <table style="width: 100%;"> <tr> <td style="width: 25%;">Name:</td> <td style="width: 25%;">Phone:</td> <td style="width: 25%;">Fax:</td> <td style="width: 25%;">E-mail:</td> <td style="width: 20%;">Remove:</td> </tr> <tr> <td>Kimberly Kreykes</td> <td>801-536-4042</td> <td>801-536-4099</td> <td>kkreykes@utah.gov</td> <td></td> </tr> </table>		Name:	Phone:	Fax:	E-mail:	Remove:	Kimberly Kreykes	801-536-4042	801-536-4099	kkreykes@utah.gov	
Name:	Phone:	Fax:	E-mail:	Remove:							
Kimberly Kreykes	801-536-4042	801-536-4099	kkreykes@utah.gov								
<small>(Interested persons may inspect this filing at the above address or at DAR between 8:00 a.m. and 5:00 p.m. on business days.)</small>											
2.	Title of rule or section (catchline): Lead-Based Paint Accreditation, Certification and Work Practice Standards										
3.	Type of notice: Amendment										
4.	Purpose of the rule or reason for the change: R307-101-3 contains the incorporation date for many of Utahs Division of Air Quality (UDAQ) Rules. R307-840 references R307-101-3 for its incorporation date of 40 Code of Federal Regulations (CFR). Due to issues with the July 1, 2008 version of the 40 CFR, the effective date of the document incorporated by reference needs to remain July 1, 2007.										
5.	This change is a response to comments by the Administrative Rules Review Committee. No										
6.	Summary of the rule change: This action removes the references to R307-101-3 for R307-840's incorporation date of 40 CFR, and replaces it with July 1, 2007.										
7.	Aggregate anticipated cost or savings to: A) State budget: Because these revisions do not create new requirements, no change in costs is expected for the state budget. B) Local government:										

	<p>Because this revision does not create new requirements, no change in costs is expected for local governments.</p> <p>C) Small businesses (fewer than 50 employees) AND persons other than businesses:</p> <p>Small Businesses: Because this revision does not create new requirements, no change in costs is expected for small businesses. Other Persons: Because this revision does not create new requirements, no change in costs is expected for other persons.</p>
8.	<p>Compliance costs for affected persons ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an agency):</p> <p>Because this revision does not create new requirements, no change in costs is expected for affected persons.</p>
9.	<p>Comments by the department head on the fiscal impact the rule may have on businesses:</p> <p>This amendment does not create new requirements. Therefore, no additional costs are expected. Bill Sinclair, Acting Executive Director</p>
10.	<p>This rule change is authorized or mandated by state law, and implements or interprets the following state and federal laws.</p> <p>State code or constitution citations (required): 19-2-104(1)(i)</p>
11.	<p>This rule adds, updates, or otherwise changes the following title of materials incorporated by reference (a copy of materials incorporated by reference must be submitted to DAR; if none, leave blank): 40 CFR</p>
12.	<p>The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. The agency is required to hold a hearing if it receives requests from ten interested persons or from an association having not fewer than ten members. Additionally, the request must be received by the agency not more than 15 days after the publication of this rule in the <i>Utah State Bulletin</i>. See Section 63-46a-5 and Rule R15-1 for more information.)</p> <p>A) Comments will be accepted until 5:00 p.m. on (mm/dd/yyyy): 3/31/2009</p> <p>B) A public hearing (optional) will be held: on (mm/dd/yyyy) at (time): at (place):</p>
13.	<p>This rule change may become effective on (mm/dd/yyyy): 5/6/2009</p> <p>NOTE: The date above is the date on which this rule <i>MAY</i> become effective. It is <i>NOT</i> the effective date. After the date designated in Box 12(A) above, the agency <i>must</i> submit a Notice of Effective Date to the Division of Administrative Rules to make this rule effective. Failure to submit a Notice of Effective Date <i>will</i> result in this rule lapsing and will require the agency to start the rulemaking process over.</p>
14.	<p>Indexing information - keywords (maximum of four, in lower case, except for acronyms (e.g., "NASA") or proper nouns (e.g., "Medicaid")): lead-based paint, air pollution, paint</p>
15.	<p>Attach an RTF document containing the text of this rule change (filename):</p> <p>There is currently a document associated with this filing. Rule Text</p>
<p>To the agency: Information requested on this form is required by Section 63-46a-4, 5, 6, and 10. Incomplete forms will be returned to the agency for completion, possibly delaying publication in the Utah State Bulletin, and delaying the first possible effective date.</p>	

AGENCY AUTHORIZATION

Agency head or designee, and title:	Bryce Bird Planning Branch Manager	Date (mm/dd/yyyy):	1/20/2009
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